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**TITLE 820 STATE BOARD OF COSMETOLOGY EXAMINERS****Notice of Public Hearing**  
LSA Document #08-935**Notice of Public Hearing**

Under IC 4-22-2-24, notice is hereby given that on May 18, 2009, at 1:00 p.m., at the Indiana Government Center South, 402 West Washington Street, Room W064, Indianapolis, Indiana, the State Board of Cosmetology Examiners will hold a public hearing on a proposed rule to amend 820 IAC 2-1-1 concerning transfer of licenses prohibited; amend 820 IAC 2-1-4 concerning application for cosmetology school license; required items; amend 820 IAC 2-2-1 concerning examination for instructors; reciprocity applicants; amend 820 IAC 2-2-3 concerning age requirement; necessity of examination; amend 820 IAC 2-2-5 concerning repeat examinations; amend 820 IAC 3-1-2 concerning water supply; amend 820 IAC 3-1-3 concerning sanitizers and disinfectants; amend 820 IAC 3-1-4 concerning work stations; covered waste receptacle; amend 820 IAC 3-1-6 concerning disinfectants; amend 820 IAC 3-1-7 concerning shampoo bowls and sinks; amend 820 IAC 3-1-8 concerning clean hands; uniforms; amend 820 IAC 3-1-9 concerning combs, brushes, and towels; amend 820 IAC 3-1-10 concerning towels; amend 820 IAC 3-1-11 concerning hair capes, drapes, protective coverings; amend 820 IAC 3-1-15 concerning manicurist; cleanliness; amend 820 IAC 3-1-16 concerning manicurist equipment; salons; amend 820 IAC 3-1-17 concerning no pets; cosmetology schools, cosmetology, electrology, manicurist, and esthetic salons; amend 820 IAC 3-2-2 concerning water supply; amend 820 IAC 3-2-4 concerning work units; covered waste receptacle; amend 820 IAC 3-2-9 concerning esthetics; cleanliness; amend 820 IAC 3-2-15 concerning disinfectants; amend 820 IAC 3-2-16 concerning towels, storage; amend 820 IAC 4-1-1 concerning courses offered; amend 820 IAC 4-1-2 concerning enrolling students; amend 820 IAC 4-1-7 concerning records; amend 820 IAC 4-1-9 concerning record retention; amend 820 IAC 4-1-11 concerning graduation defined; amend 820 IAC 4-1-14 concerning copy of laws and rules to student; amend 820 IAC 4-2-1 concerning size and separation; amend 820 IAC 4-2-2 concerning facilities; amend 820 IAC 4-2-3 concerning equipment; amend 820 IAC 4-2-5 concerning cosmetology tool case; textbooks and workbooks; amend 820 IAC 4-2-6 concerning esthetics equipment; amend 820 IAC 4-2-7 concerning esthetics tool case; textbooks and workbooks; amend 820 IAC 4-2-8 concerning manicurist tool case; textbooks and workbooks; amend 820 IAC 4-2-9 concerning electrology tool case; textbooks and workbooks; amend 820 IAC 4-4-1 concerning scope of rule; compliance with hours required; amend 820 IAC 4-4-2 concerning cosmetology courses; amend 820 IAC 4-4-4 concerning specific curriculum for cosmetologists; amend 820 IAC 4-4-5 concerning specific curriculum for manicurists; amend 820 IAC 4-4-7 concerning specific curriculum for electrologists; amend 820 IAC 4-4-7.1 concerning specific curriculum for estheticians; amend 820 IAC 4-4-8 concerning school examinations; amend 820 IAC 4-4-10 concerning student progress report for cosmetology; amend 820 IAC 4-4-11 concerning student progress report for esthetician; amend 820 IAC 4-4-12 concerning student progress report for electrology; amend 820 IAC 4-4-14 concerning student progress report for manicurists; and repeal 820 IAC 2-1-2, 820 IAC 2-1-3, 820 IAC 2-2-1.1, 820 IAC 2-2-1.2, 820 IAC 2-2-2, 820 IAC 2-2-4, 820 IAC 2-2-6, 820 IAC 2-2-7, 820 IAC 2-2-8, 820 IAC 2-2-9, 820 IAC 2-2-10, 820 IAC 2-2-11, 820 IAC 4-1-4, 820 IAC 4-2-4, 820 IAC 4-4-6, and 820 IAC 4-4-13.

The State Board of Cosmetology Examiners has the authority to promulgate rules in accordance with IC 4-22-2 to enforce and administer IC 25-8. The proposed rule clarifies and revises language to make the rules consistent with the Board's statutes, industry standards, and technology. The proposed rule also removes out-of-date and unnecessary language in the rules to remove undue burdens on the cosmetology schools, cosmetology students, and licensees regarding facility requirements, equipment requirements, reexamination requirements, and sanitary requirements. The proposed rule also addresses safety concerns for the salon patrons and cosmetology school patrons. Under the proposed rules, cosmetology school curriculum is amended to address current practice and trends. Cosmetology school rules are also amended to provide more options of record keeping to take advantage of new technology. The proposed rules will not increase the expense to licensees.

Supporting Data, Studies, or Analyses:  
Selected EPA-registered Disinfectants:

<http://www.epa.gov/oppad001/chemregindex.htm>

Recommended Cleaning and Disinfection Procedures for Foot Spa Basins in Salons:

[http://www.epa.gov/opp00001/factsheets/footspa\\_disinfection.htm](http://www.epa.gov/opp00001/factsheets/footspa_disinfection.htm)

Preventing Pedicure Foot Spa Infections:

<http://www.epa.gov/opp00001/factsheets/pedicure.htm>

Vugia DJ, Jang Y, Zizek C, Ely J, Winthrop KL, Desmond E. Mycobacteria in nail salon whirlpool footbaths, California. *Emerg Infect Dis* (serial on the Internet). 2005 Apr (date cited). Available from:

<http://www.cdc.gov/ncidod/EID/vol11no04/04-0936.htm>

CleanSweepSupply.com:

*<http://www.cleansweepsupply.com/pages/subsection1611.html>*

*International Nail Technicians Association, Pedicure Equipment Cleaning and Disinfecting Procedures:*

*[http://www.probeauty.org/about/committees/hmc/docs/INTA\\_PBA\\_pediprocedures.pdf](http://www.probeauty.org/about/committees/hmc/docs/INTA_PBA_pediprocedures.pdf)*

*Copies of these rules are now on file at the office of the Indiana Professional Licensing Agency, Indiana Government Center South, 402 West Washington Street, Room W072 and Legislative Services Agency, One North Capitol, Suite 325, Indianapolis, Indiana and are open for public inspection.*

Frances L. Kelly  
Executive Director  
Indiana Professional Licensing Agency

*Posted: 03/11/2009 by Legislative Services Agency*

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